

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Vanessa HSEI, et al.

Application Serial No. 09/234,182

Filed: January 20, 1999

For: **ANTIBODY FRAGMENT-POLYMER
CONJUGATES AND HUMANIZED ANTI-
IL-8 MONOClonAL ANTIBODIES**

JAN 22 2003

Examiner: ROARK, Jessica H.

Group Art Unit: 1644

Attorney Docket No. GENENT.093A

EXPRESS MAIL LABEL NO.: EV 194297937 US

Dated: January 22, 2003

PATENT
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RESPONSE TO OFFICE COMMUNICATION: PAPER NO. 27

BOX FEE AMENDMENT

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

The present communication is responsive to the Office Communication mailed on December 16, 2002 (Paper No. 27). In the Communication, the Examiner objects to the response filed by the Applicants on October 21, 2002, because it is not fully responsive to the prior Office Action (Paper No. 23). The Applicants' response indicates that corrected formal drawings were filed in addition to the Petition under 37 CFR 1.84(a)(2). However, corrected formal drawings do not appear to be a part of Applicants' response.

According to Applicants' records, the response filed on October 21, 2002 does include corrected formal drawings in addition to the Petition under 37 CFR 1.84(a)(2). In case the original set of drawings cannot be located, an additional set of corrected formal drawings is attached for the Examiner's use.

The Petition to submit color photos filed on October 17, 2002 (regarding Figure 32) is of record, therefore, Applicants believe that there is no need to file an additional Petition with the current set of drawings.

Should the Examiner believe that any other issues are outstanding, Applicants invite the Examiner to call the undersigned attorney at the telephone number indicated below.

The Examiner is hereby authorized to charge the one month extension of time fee in the amount of \$110.00 to our deposit account as indicated. Also, please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 08-1641, referencing attorney's docket number GENENT.093A.

Respectfully submitted,

Dated: January 22, 2003

By: Ginger Dreger
Ginger R. Dreger (Reg. No. 33,055)

HELLER EHRMAN WHITE & McAULIFFE LLP
275 Middlefield Road
Menlo Park, California 94025-3506
Telephone: (650) 324-7000
Facsimile: (650) 324-0638

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1/21/03 3:38 PM (99992.0201)

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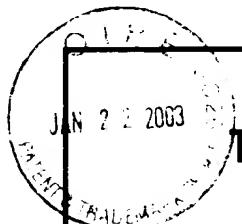
Please type a plus sign (+) inside this box

Approved for use through 06/30/2000

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

100-2003-16002900

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	09/234,182
		Filing Date	January 20, 1999
		First Named Inventor	HSEI, VANESSA
		Group/Art Unit	1644
		Examiner Name	ROARK, JESSICA H.
Total Number of Pages in This Submission	149	Attorney Docket Number	GENENT.093A

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> FEE TRANSMITTAL FORM	<input type="checkbox"/> Copy of an Assignment	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> DRAWINGS (144 SHEETS – FIGURES 1-71)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> AMENDMENT / RESPONSE	<input type="checkbox"/> CHANGE OF CORRESPONDENCE ADDRESS	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Version With Markings Showing Changes	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, by Assignee to Exclusion of Inventor Under 37 C.F.R. §3.71 With Revocation of Prior Powers	<input type="checkbox"/> Additional Enclosure(s) (please identify below):
<input checked="" type="checkbox"/> EXTENSION OF TIME REQUEST	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> STAMPED RETURN POSTCARD
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
<input type="checkbox"/> Copy of Notice		

Remarks

AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER, REFERENCING ATTORNEY'S DOCKET NO. GENET.093A

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or individual name	HELLER EHRLMAN WHITE & McAULIFFE LLP 275 Middlefield Road, Menlo Park, California 94025		
Signature			
Date	JANUARY 22, 2003	Customer Number:	25213

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: **BOX FEE AMENDMENT**, Commissioner for Patents, Washington, D.C. 20231, on this date **JANUARY 22, 2003**

Express Mail Label EV 194 297 937 US

Typed or printed name	C. Fong		
Signature		Date	JANUARY 22, 2003

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FEET TRANSMITTAL
for FY 2003

Effective 01/01/2003 Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 110.00)

Complete If Known

Application Number	09/234,182
Filing Date	January 20, 1999
First Named Inventor	HSEI, Vanessa
Examiner Name	ROARK, JESSICA H.
Art Unit	1644
Attorney Docket No.	GENENT.093A

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order Other None

 Deposit Account:

Deposit Account Number
Deposit Account Name

08-1641 (GENENT.093A)

HELLER EHRLMAN WHITE & McAULIFFE LLP

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, **except for the filing fee**
 to the above-identified deposit account.

FEES CALCULATION**1. BASIC FILING FEE**

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1001	750	2001 375	Utility filing fee
1002	330	2002 165	Design filing fee
1003	520	2003 260	Plant filing fee
1004	750	2004 375	Reissue filing fee
1005	160	2005 80	Provisional filing fee

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

		Fee from below	Fee Paid
Total Claims	-20**	= <input type="text"/> X <input type="text"/> = <input type="text"/>	
Independent Claims	- 3**	= <input type="text"/> X <input type="text"/> = <input type="text"/>	
Multiple Dependent		= <input type="text"/>	

Large Entity	Small Entity	Fee Description
1202	18	2202 9 Claims in excess of 20
1201	84	2201 42 Independent claims in excess of 3
1203	280	2203 140 Multiple dependent claim, if not paid
1204	84	2204 42 ** Reissue independent claims over original patent
1205	18	2205 9 ** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

**or number previously paid, if greater; For Reissues, see above

FEES CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051	130	2051 65 Surcharge - late filing fee or oath	
1052	50	2052 25 Surcharge - late provisional filing fee or cover sheet	
1053	130	1053 130 Non-English specification	
1812	2,520	1812 2,520 For filing a request for ex parte reexamination	
1804	920*	1804 920* Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805 1,840* Requesting publication of SIR after Examiner action	
1251	110	2251 55 Extension for reply within first month	110.00
1252	410	2252 205 Extension for reply within second month	
1253	930	2253 465 Extension for reply within third month	
1254	1,450	2254 725 Extension for reply within fourth month	
1255	1,970	2255 985 Extension for reply within fifth month	
1401	320	2401 160 Notice of Appeal	
1402	320	2402 160 Filing a brief in support of an appeal	
1403	280	2403 140 Request for oral hearing	
1451	1,510	1451 1,510 Petition to institute a public use proceeding	
1452	110	2452 55 Petition to revive - unavoidable	
1453	1,300	2453 650 Petition to revive - unintentional	
1501	1,300	2501 650 Utility issue fee (or reissue)	
1502	470	2502 235 Design Issue fee	
1503	630	2503 315 Plant issue fee	
1460	130	1460 130 Petitions to the Commissioner	
1807	50	1807 50 Processing fee under 37 CFR 1.17(q)	
1806	180	1806 180 Submission of Information Disclosure Stmt	
8021	40	8021 40 Recording each patent assignment per property (times number of properties)	
1809	750	2809 375 Filing a submission after final rejection (37 CFR 1.129(a))	
1810	750	2810 375 For each additional invention to be examined (37 CFR 1.129(b))	
1801	750	2801 375 Request for Continued Examination (RCE)	
1802	900	1802 900 Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 110.00)

SUBMITTED BY

(Complete if applicable)

Name (Print Type)	GINGER R. DREGER	Registration No. (Attorney/Agent)	33,055	Telephone	(650) 324-7000
Signature	<i>(Signature)</i>		Date	January 22, 2003	

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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